



Department of Energy

Bonneville Power Administration
P.O. Box 3621
Portland, Oregon 97208-3621

CORPORATE

August 6, 2003

In reply refer to: C-4

Mr. Joseph J. Straus
Bullivant, Houser Bailey, PC
2300 Westlake Office Tower
1601 Fifth Avenue
Seattle, Washington 98101-1618
(206) 521-6416

Re: FOIA 03-031

Dear Mr. Straus:

Thank you for the fax of August 4, 2003, requesting copies of any and all documentation related to 10514 123rd St., Ct. E., Puyallup, WA 98373 contained in the files of BPA, including:

1. All documentation related to Contract No. 09510 between the BPA and James D. Gallagher on or around July 1969 pertaining to Tract No. C-Re-438;
2. All documentation relating to the above property related to Case No. 690080 between BPA and James M. and Jacquelyn A. Benson, including but not limited to a Notice of Limited Consent dated 2001;
3. All documentation relating to any inspections of the property by any right-of-way inspectors, including but not limited to, Clint Bostwick;
4. Any and all file notes made in the file for Contract No. 09510, Case No. 690080, Tract No. C-RE-438 pertaining to (a) the encroachment of the residence into the BPA easement; (b) any conversations between BPA personnel and the Bensons; (c) any and all communications between BPA personnel and the Gallaghers;
5. Request encompasses all documentation that would evidence any conversations or communications between the BPA and the prior owners of the property, the Gallaghers, relating to the encroachment of the residence into the BPA easement and all conditions upon which the BPA allowed an encroachment to remain.
6. Request encompasses all documentation that would evidence any conversations or communications between the BPA and the current owners of the property, the Bensons, relating the encroachment of the residence into the BPA easement and all conditions upon which the BPA allowed an encroachment to remain.

7. The request includes all communications, including interoffice communications between BPA offices or personnel regarding the encroachment, the extent of the encroachments and the conversations with the owners of the premises, either the Gallaghers or the Bensons.

Your request was received by our office on August 5, 2003 and has been logged in as #03-031. In your request, you have agreed to pay fees for search and duplication.

Mr. Robert Thompson, Realty Specialist, Transmission Business Line, has been designated as Authorizing Official for your request. Mr. Thompson has 20 working days, until September 3, 2003, to provide a response.

However, my associate, Debra Smiley spoke with a representative in your office and indicated that we had received a similar request recently. The response to this request is now public information available for your review and should meet the needs of your request. We faxed the information to your offices August 7, 2003. If it does not fulfill your request, please contact Debra Smiley immediately so that we can begin searching for additional information noted in your request. She can be reached at Mail Stop C-4, or by telephone at 503-230-3084.

Sincerely,



Annie Eissler
Freedom of Information Officer